

Dep & Ref
Item 307



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OFFICE OF FINANCIAL

PTO/SB/21 (6-98)

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2002 JAN		Application Number	09/989,960
		Filing Date	November 21, 2001
		First Named Inventor	Rickie C. Lake
		Group Art Unit	1733
		Examiner Name	J. Haran
Total Number of Pages in This Submission	6	Attorney Docket Number	MI40-338

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Return Receipt Postcard, Copy of November 2001 Deposit Account, Copy of Fee Transmittal and check filed November 21, 2001.
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input checked="" type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Bernard Berman, Reg. No. 37,279; Wells, St. John et al.
Signature	
Date	Dec 24, 2001

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: 12/24/2001

Typed or printed name	Dawn Pecoraro
Signature	
Date	12-24-01

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Practitioner's Docket No. MI40-338

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#7/ Reg for
Refund
02-21-02

In re application of: Rickie C. Lake

Application No.: 09/989,960
Filed: November 21, 2001

Group No.: 1733
Examiner: J. Haran

ATTENTION: Refund Section, Accounting Division, Office of Finance
Commissioner for Patents and Trademarks
Washington, D.C. 20231

**REQUEST FOR REFUND
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)**

I. REFUND REQUEST

This is a request for a refund, with respect to the charge to Deposit Account 23-0925, shown on the statement dated November, 2001, for the above-identified application.

A copy of the monthly statement, in which the error referred to occurs, accompanies this request.

II. FEES CHARGED FOR WHICH REFUND REQUESTED

	AMOUNT OF REFUND REQUESTED
Excess claims	\$456.00
TOTAL REFUND REQUESTED	\$456.00

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

Fees were paid for this application on November 21, 2001, in the amount of \$ 884.00. This fee represented the filing fee of \$740.00 and eight dependent claims in excess twenty in the amount of \$144.00. Total claims pending pursuant to the Preliminary Amendment, filed November 21, 2001, is 28 total claims with 3 independent claims.

IV. MANNER OF REFUND

Please make refund by crediting Account No. 23-0925.

Date:

Dec 24, 2001



Bernard Berman
Registration No. 37,279
Wells, St. John et al.
601 W 1st Avenue, Suite 1300
Spokane, WA 99201
509-624-4276
Customer No. 021567



UNITED STATES
PATENT AND
TRADEMARK OFFICE

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Deposit Account Statement

Requested Statement Month: November 2001

Deposit Account Number: 230925

Name: WELLS ST JOHN & ROBERTS GREGORY & MATKIN PS
 Attention: ATTN BARBARA SCHURRA
 Address: 601 WEST FIRST AVENUE SUITE 1300
 City: SPOKANE
 State: WA
 Zip: 99201-3817

DATE	SEQ	POSTING REF	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
11/01	2	09783272	M130-057	122	\$130.00	\$6,065.39
11/07	3	09837645	MI22-1685	102	\$84.00	\$5,981.39
11/08	2	09378433	MI22-640	561	\$9.00	\$5,972.39
11/15	19	09395713		704	-\$65.00	\$6,037.39
11/16	44	09987540	AV1-036	103	\$18.00	\$6,019.39
11/20	9	09974001	MI22-1841	102	\$84.00	\$5,935.39
11/20	49	SUBSCRIPTION		561	\$3.00	\$5,932.39
11/21	9	5297667		184	\$975.00	\$4,957.39
11/21	15	09988485		704	-\$2.00	\$4,959.39
11/26	3	09488972	MI40-272	102	\$168.00	\$4,791.39
11/26	4	09488972	MI40-272	103	\$18.00	\$4,773.39
11/26	47	09989960	MI40-338	102	\$24.00	\$4,749.39
11/26	49	09989960	MI40-338	103	\$432.00	\$4,317.39
11/29	1	09495811		203	\$45.00	\$4,272.39
11/29	2	09495811		202	\$126.00	\$4,146.39
11/29	3	09823133	MI22-1638	148	\$110.00	\$4,036.39
11/30	17	09872343		103	\$18.00	\$4,018.39

START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE
\$6,195.39	\$2,244.00	\$67.00	\$4,018.39

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PTO/SB/17 (12/99)

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FEE TRANSMITTAL for FY 2000

Patent fees are subject to annual revision.
 Small Entity payments must be supported by a small entity statement,
 otherwise large entity fees must be paid. See Forms PTO/SB/09-12.
 See 37 C.F.R. §§ 1.27 and 1.28.

TOTAL AMOUNT OF PAYMENT (\$884.00)

Complete if Known

Application Number	09/480,076
Filing Date	January 20, 2000
First Named Inventor	Rickie C. Lake
Examiner Name	J. Haran
Group / Art Unit	1733
Attorney Docket No.	MI40-338

METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)																																																																																																																																																							
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to: Deposit Account Number 23-0925 Deposit Account Name Wells, St. John et al. <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17		3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65 Surcharge - late filing fee or oath</td><td>0.00</td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25 Surcharge - late provisional filing fee or cover sheet</td><td>0.00</td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130 Non-English specification</td><td>0.00</td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520 For filing a request for reexamination</td><td>0.00</td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920* Requesting publication of SIR prior to Examiner action</td><td>0.00</td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840* Requesting publication of SIR after Examiner action</td><td>0.00</td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55 Extension for reply within first month</td><td>0.00</td></tr> <tr><td>116</td><td>380</td><td>216</td><td>190 Extension for reply within second month</td><td>0.00</td></tr> <tr><td>117</td><td>870</td><td>217</td><td>435 Extension for reply within third month</td><td>0.00</td></tr> <tr><td>118</td><td>1,360</td><td>218</td><td>680 Extension for reply within fourth month</td><td>0.00</td></tr> <tr><td>128</td><td>1,850</td><td>228</td><td>925 Extension for reply within fifth month</td><td>0.00</td></tr> <tr><td>119</td><td>300</td><td>219</td><td>150 Notice of Appeal</td><td>0.00</td></tr> <tr><td>120</td><td>300</td><td>220</td><td>150 Filing a brief in support of an appeal</td><td>0.00</td></tr> <tr><td>121</td><td>260</td><td>221</td><td>130 Request for oral hearing</td><td>0.00</td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510 Petition to institute a public use proceeding</td><td>0.00</td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55 Petition to revive - unavoidable</td><td>0.00</td></tr> <tr><td>141</td><td>1,210</td><td>241</td><td>605 Petition to revive - unintentional</td><td>0.00</td></tr> <tr><td>142</td><td>1,210</td><td>242</td><td>605 Utility issue fee (or reissue)</td><td>0.00</td></tr> <tr><td>143</td><td>430</td><td>243</td><td>215 Design issue fee</td><td>0.00</td></tr> <tr><td>144</td><td>580</td><td>244</td><td>290 Plant issue fee</td><td>0.00</td></tr> <tr><td>122</td><td>130</td><td>122</td><td>130 Petitions to the Commissioner</td><td>0.00</td></tr> <tr><td>123</td><td>50</td><td>123</td><td>50 Petitions related to provisional applications</td><td>0.00</td></tr> <tr><td>126</td><td>240</td><td>126</td><td>240 Submission of Information Disclosure Stmt</td><td>0.00</td></tr> <tr><td>581</td><td>40</td><td>581</td><td>40 Recording each patent assignment per property (times number of properties)</td><td>0.00</td></tr> <tr><td>146</td><td>690</td><td>246</td><td>345 Filing a submission after final rejection (37 CFR § 1.129(a))</td><td>0.00</td></tr> <tr><td>149</td><td>690</td><td>249</td><td>345 For each additional invention to be examined (37 CFR § 1.129(b))</td><td>0.00</td></tr> <tr><td colspan="2">Other fee (specify) _____</td><td colspan="2">0.00</td></tr> <tr><td colspan="2">Other fee (specify) _____</td><td colspan="2">0.00</td></tr> <tr> <td colspan="2">SUBTOTAL (1) (\$ 740.00)</td> <td colspan="2">SUBTOTAL (3) (\$ 0.00)</td> </tr> <tr> <td colspan="4"> * Reduced by Basic Filing Fee Paid </td> </tr> </tbody> </table>		Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	105	130	205	65 Surcharge - 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SUBMITTED BY		Complete (if applicable)																																																																																																																																																							
Name (Print/Type) Signature	Bernard Berman <i>Bernard Berman</i>	Registration No. (Attorney/Agent)	37,279																																																																																																																																																						
		Telephone	509-624-4276																																																																																																																																																						
		Date	Nov 21, 2001																																																																																																																																																						

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11/21/01	1001 Commissioner of Patents & Trademarks MI40-338 - Filing Fee w/Excess Claims (BB)			884.00		884.00



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Wells, St. John, Roberts, Gregory & Matkin, P.S.

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FAX (509) 838-3424 PHONE (509) 624-4276

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1-800-788-4578

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28-8/1251

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Check Date	Check #	Gross Amt	Disc Amt	Net Amt
11/21/01	133154	884.00	0.00	884.00